



PHILIP MORRIS
INCORPORATED

LAW DEPARTMENT
PATENT SECTION

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RECEIVED

MAY 11 1983

G. C. A.

10 May 1983

Dr. Knut Hetzer
Philip Morris G.m.b.H.
P. O. Box 70-1429
D-8000 Munich 70
Federal Republic of Germany

RE: Your File Barclay - Osmalov-PM-Tip

Dear Knut:

During his recent visit here Jack Mandiratta kindly brought to my attention your memo of April 22, 1983, on this subject. We agree with your viewpoint, but believe that the patent aspect needs further attention independently of other considerations. Consequently, I have asked Jack to arrange for Dr. Hach to meet with Dr. Eichmann, if that is agreeable to you, to discuss specifically whether there is a reasonable basis for us to assert that Barclay would infringe our Osmalov patent (German 1657261). In the event of a German introduction of Barclay, we should be ready to file an infringement suit promptly, if that appears feasible.

Very truly yours,

Arthur I. Palmer, Jr.

ch
cc: C. Adkins
J. Mandiratta
L. Pollak
O. Smith

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